

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BIO ENERGY (WASHINGTON), LLC,

Plaintiff,

v.

KING COUNTY, WASHINGTON,

Defendant.

CASE NO. 2:23-cv-00542-LK

ORDER TO FILE AN AMENDED  
CORPORATE DISCLOSURE  
STATEMENT

This matter comes before the Court sua sponte. Plaintiff Bio Energy (Washington), LLC's corporate disclosure statement fails to comply with Federal Rule of Civil Procedure 7.1 and Local Civil Rule 7.1. *See* Dkt. No. 1 at 2; Dkt. No. 3.

Bio Energy is a Limited Liability Company, which means it "is a citizen of every state of which its owners/members are citizens" for diversity purposes. *Johnson v. Columbia Properties Anchorage, LP*, 437 F.3d 894, 899 (9th Cir. 2006). Bio Energy identifies Ingenco Holdings LLC as its sole owner, and avers that "[t]he members of Ingenco Holdings LLC are all residents of either Virginia or Texas." Dkt. No. 1 at 2; *see also* Dkt. No. 3 at 1. Although this is sufficient to establish diversity under 28 U.S.C. § 1332, it is insufficient to satisfy Federal Rule of Civil

1 Procedure 7.1(a)(2)(A) or Local Civil Rule 7.1. Federal Rule 7.1 requires parties in a diversity  
2 action to “name—and identify the citizenship of—every individual or entity whose citizenship is  
3 attributed to that party.” Such information is crucial not only to “facilitate an early and accurate  
4 determination of jurisdiction,” but also to “support properly informed disqualification decisions in  
5 situations that call for automatic disqualification under Canon 3C(1)(c).” Fed. R. Civ. P. 7.1  
6 Advisory Committee notes to 2002 and 2022 amendments. Similarly, Local Rule 7.1 requires an  
7 LLC to specifically identify each member, along with the member’s state of citizenship. LCR  
8 7.1(a)(1), (b).

9 Bio Energy is accordingly ORDERED to file a compliant amended corporate disclosure  
10 statement no later than April 28, 2023. Failure to do so may result in sanctions.

11 Dated this 14th day of April, 2023.

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Lauren King  
14 United States District Judge  
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